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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CM(M) 3102/2024**

HARKABIR SINGH

.....Petitioner

Through: Ms.Kanika Agnihotri, Mr.Harshit
Kiran and Mr.Abhisek Das,
Advocates

versus

AJAB SINGH & ORS.

.....Respondents

Through: None

CORAM:

HON'BLE MR. JUSTICE CHANDRA DHARI SINGH

ORDER

% **05.08.2024**

CM APPL. 44308/2024 (Exemption)

Exemption allowed subject to just exceptions.

The application stands disposed of.

CM(M) 3102/2024 & CM APPL. 44307/2024 (Stay)

1. The instant petition under Article 227 of the Constitution of India has been filed on behalf of the petitioner seeking the following reliefs:-

“i. Set aside the Impugned Order dated 24.02.2024 passed by the Ld. Tribunal;

ii. Pass any such other or further Order(s) as may be deemed fit and proper in the facts and circumstances of the case.”

2. Learned counsel appearing on behalf of petitioner submitted that the learned Trial Court has failed to consider the fact that the right of the respondents No. 1 and 2 herein to cross-examine was closed on 25th April,



2023. It is submitted that the arguments were also concluded on behalf of the parties and they were directed to file written submissions on 2nd September, 2023. However, on 2nd November, 2023, the respondents No.1 and 2 moved an application praying the learned Tribunal to allow them to examine the witnesses i.e. the petitioner and respondent No.4 herein. It is further submitted that the said application was allowed by the learned Tribunal without considering the fact that the arguments have already been concluded on behalf of the parties and they were directed to file written submissions thereto. It is vehemently submitted that the impugned order is passed by the learned Tribunal for the purpose of reviewing the entire proceedings, which has already been concluded earlier.

3. Heard learned counsel appearing on behalf of petitioner and perused the record.

4. The matter requires consideration.

5. On filing PF within a week, issue notice to the respondents through all permissible modes, returnable before the Joint Registrar (Judl.) on 11th September, 2024 and before the Court on 24th October, 2024.

CHANDRA DHARI SINGH, J

AUGUST 5, 2024

Dy/aa

Click here to check corrigendum, if any